## Case 6:24-po-00443-HBK Document 3 Filed 10/01/24 Page 1 of 2 UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

## NOTICE and ORDER of CONTINUED HEARING

UNITED STATES	6 OF AMERICA	)
<b>X</b> 7		) CITATION NO.: E1167750
<b>v.</b>		Case # 6:24-po-00443-HBK
SUSAN J. BERNA	AL	) )
		_) _)
Type of Case: CI	ENTRAL VIOLATION	NS BUREAU VIOLATION NOTICE
TAKE NOTICE thearing date of C	hat a Court proceeding October 2, 2024	g in this case has been CONTINUED from the to:
DATE/TIME:	Tuesday, Ja	nuary 14, 2025 , <u>1:00 PM</u> .
LOCATION:	U.S. District Courtl	Courtroom 2, 8th Floor
OFFENSE(S):	36 CFR 1.6(g), ENGAGING	IN ACTIVITY FOR WHICH A PERMIT IS REQUIRED
CONTINUANCE	REQUEST: First	I have to travel immediately out of the country, my grandmother is in the hospital
YOU ARE HEREBY (	ORDERED TO APPEAR AT	THE CONTINUED COURT DATE REFERENCED ABOVE.
A Failure to Appear on the al	bove date will result in an Issuance of	of a Bench Warrant and/or Abstract on your Driving Record, depending on the charges.
	uest for a continuance of the court da a copy of this Notice and Order and t	ate. The Deputy Clerk will inform the United States Attorney's office of the continuance, the Court's continuance policy.
to the United States Attorned that this is a second time the cause" for the continuance. act on the request for 3 days, consider the written request a	ey, Misdemeanor Unit, 2500 Tular defendant has sought a continuance The request must be received by the giving the United States Attorney and any objection. The Deputy Clerk	re Street, 4th Floor - Suite 4401, Fresno, CA 93721. The request must inform the court of his or her court date, and must provide a statement of "good court no later than 1 week before the scheduled court date. The court will not n opportunity to object. After the 3 day objection period, the Judge will k will then inform the litigant and the United States Attorney of the Court's traordinary circumstances and no continuance will be granted after the hearing
Dated:		
October 1, 2	024	/s/ Helena Barch-Kuchta
		U.S. Magistrate Judge Helena Barch-Kuchta

U.S. Attorney, Fresno Office - Misdemeanor Unit Federal Defender, Fresno Office

cc:

## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA FRESNO CENTRAL VIOLATIONS BUREAU CALENDAR

## COURT POLICY REGARDING CONTINUANCES OF COURT DATES BY PROS SE DEFENDANTS REVISED OCTOBER 15, 2013

- 1) The Court may grant one request for a continuance of a court date by a pro se defendant. The decision to grant a continuance is based upon the nature of the case and other factors. The Deputy Clerk will inform the United States Attorney's office of the continuance, and will mail the pro se defendant a copy of the Notice of Continued Hearing and policy.
- 2) To obtain a second continuance of a court date, a pro se defendant must submit his or her request to the court in writing, and must also send a copy of the request to the United States Attorney, c/o Misdemeanor Unit, 2500 Tulare Street, 4th Floor Ste. 4401, Fresno, CA 93721. The request must inform the court that this is a second time the pro se litigant has sought a continuance of his or her court date, and must provide a statement of good cause for the continuance. The request must be received by the court no later than one week before the scheduled court date. The court will not act on the request for three days, giving the United States Attorney an opportunity to object. After the three (3) day objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Court's decision. No more than two (2) continuances will be granted absent extraordinary circumstances.
- 3) Any pro se defendant seeking a third or further continuance must submit his or her request to the court in writing, and also serve the United States Attorney a copy of the request. The pro se defendant must inform the court how many continuances he or she has previously been granted, and must also provide an explanation of the extraordinary circumstances justifying a third or further continuance. Such a request must be received by the court no later than two (2) weeks before the scheduled court date. The court will not act on the request for one (1) week, giving the United States Attorney an opportunity to object. After the one (1) week objection period, the Judge will consider the written request and any objection. The Deputy Clerk will then inform the pro se defendant and the United States Attorney of the Judge's decision.

Even if the request for continuance is not opposed or even agreed to by the United States Attorney, the Court may still deny the request.